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12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA**

14 UNITED STATES OF AMERICA,

15 Case No. 2:14-cr-099-APG-PAL-2

16 Plaintiff,

17 **STIPULATION FOR EARLY  
18 TERMINATION OF SUPERVISED  
19 RELEASE**

20 v.

21 DEONDRE WILLIAMS,

22 Defendant.

23 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.  
24 Trutanich, United States Attorney, and Nicholas D. Dickinson, Assistant United States  
25 Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public  
26 Defender, and Heidi A. Ojeda, Assistant Federal Public Defender, counsel the defendant  
Deondre Williams, that as explained below, Mr. Williams has met both the statutory and  
discretionary criteria for early termination and recommend the immediate termination of his  
supervised release term. This Court should therefore grant this stipulation and terminate his  
supervision.

1        After considering a subset of the 18 U.S.C. § 3553(a) sentencing factors,<sup>1</sup> a court may  
 2 terminate an individual's supervision if he has completed one year of supervision and the court  
 3 determines that early termination "is warranted by the conduct of the defendant released and  
 4 the interest of justice."<sup>2</sup> The movant need not show undue hardship stemming from his  
 5 supervision.<sup>3</sup>

6        Additionally, the *Guide to Judiciary Policy* includes a presumption in favor of early  
 7 termination for those who have served at least 18 months of supervision and meet the following  
 8 criteria: (1) the person does not meet the criteria of a career drug offender or career criminal (or  
 9 has not committed a sex or terrorist offense); (2) the person presents no identified risk of harm  
 10 to the public or victims; (3) the person is free from any court-reported violations over a 12-  
 11 month period; (4) the person demonstrates the ability to lawfully self-manage beyond the period  
 12 of supervision; (5) the person is in compliance with all conditions of supervision; and (6) the  
 13 person engages in appropriate prosocial activities and receives sufficient prosocial support to  
 14 remain lawful well beyond the period of supervision.

15        The Stipulation is entered into for the following reasons:

16        1.        Mr. Williams commenced supervision on May 22, 2019 and has therefore  
 17 completed 18 months of the 36-month term subsequently imposed.

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20        <sup>1</sup> 18 U.S.C. § 3553(a)(1) (the nature and circumstances of the offense and the history  
 21 and characteristics of the defendant); (a)(2)(B-D) (the need for the sentence imposed to afford  
 22 adequate deterrence to criminal conduct, to protect the public from further crimes of the  
 23 defendant, and to provide the defendant with needed educational or vocational training,  
 24 medical care, or other correctional treatment in the most effective manner); (a)(4-7) (the kinds  
 25 of sentence and the sentencing range established, any pertinent policy statement, the need to  
 avoid unwarranted sentence disparities, and the need to provide restitution to any victims of  
 the offense); *United States v. Gross*, 307 F.3d 1043, 1044 (9th Cir. 2002) (considering factors  
 in § 3583(e) (supervised release statute) for early termination of probation)).

26        <sup>2</sup> 18 U.S.C § 3583(e)(1).

<sup>3</sup> *U.S. v. Emmett*, 749 F.3d 817, 819-820 (9th Cir. 2014).

1           2. Since commencing this term of supervised release, Mr. Williams has not  
2 committed any new law violations or submitted any positive drug tests.

3           3. Mr. Williams has completed all his treatment obligations and has not been  
4 recommended for further treatment.

5           4. U.S. Probation Officer Kamuela Kapanui has been consulted and agrees to  
6 Mr. Williams' request for early termination.

7           5. The parties agree that early termination is appropriate at this time.

8           Dated this 10th day of November 2020.

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10          RENE L. VALLADARES  
11          Federal Public Defender

12          */s/ Heidi A. Ojeda*  
13          By \_\_\_\_\_  
14          HEIDI A. OJEDA  
15          Assistant Federal Public Defender

16          NICHOLAS A. TRUTANICH  
17          United States Attorney

18          */s/ Nicholas D. Dickinson*  
19          By \_\_\_\_\_  
20          NICHOLAS D. DICKINSON  
21          Assistant United States Attorney

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
DEONDRE WILLIAMS,  
Defendant.

Case No. 2:14-cr-099-APG-PAL-2

## **FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER**

## **FINDINGS OF FACT**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Mr. Williams commenced supervision on May 22, 2019 and has therefore completed 18 months of the 36-month term subsequently imposed.

2. Since commencing this term of supervised release, Mr. Williams has not committed any new law violations or submitted any positive drug tests.

3. Mr. Williams has completed all his treatment obligations and has not been recommended for further treatment.

4. U.S. Probation Officer Kamuela Kapanui has been consulted and agrees to Mr. Williams' request for early termination.

5. The parties agree that early termination is appropriate at this time.

## CONCLUSIONS OF LAW

After considering a subset of the 18 U.S.C. § 3553(a) sentencing factors, the Guide to Judiciary Policy, and 18 U.S.C. § 3583, this Court finds that Mr. Williams has completed one year of supervision and has determined that early termination is warranted by the conduct of Mr. Williams while on supervision and the interests of justice.

## **ORDER**

Having considered the parties stipulation, and good cause being found;

IT IS THEREFORE ORDERED that Mr. Williams' term of supervised release is terminated immediately.

DATED this 12th day of November 2020.

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ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE